

IN THE COURT OF CRIMINAL APPEALS
OF TEXAS

STATE OF TEXAS

§

FILED
COURT OF CRIMINAL APPEALS
6/2/2017
ABEL ACOSTA, CLERK

v.

§

NO. PD1445-16

FRED EARL INGERSON, III.

§

MOTION TO WITHDRAW AS COUNSEL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, EDGAR A. MASON, the Attorney of Record for the Defendant set forth in the style above, who would file this Motion to Withdraw as Counsel in the present cause, and show unto the Court as follows:

I.

The Defendant through his representative has notified the undersigned that he is seeking other Counsel. This renders an ongoing attorney/client relationship impossible, in derogation of Defendant's rights under the Sixth and Fourteenth Amendments to the United States Constitution, Article I, Section 10 of the Texas Constitution, and Articles 1.05 and 1.051 of the Texas Code of Criminal Procedure.

II.

Movant has notified the Defendant of his intent to withdraw, a copy of such notice being attached hereto as Exhibit "A", and incorporated herein by this reference. Said notice was mailed delivered to Defendant on this the 31st day of May, 2017.

III.

The granting of this Motion to Withdraw will not jeopardize the rights of the Defendant, and will not work a delay or other injustice. The undersigned is having health issues which would

requite a delay.

WHEREFORE, PREMISES CONSIDERED, Movant prays that this Honorable Court allow the withdrawal of counsel, and that present counsel be released from further obligation or duty to the Defendant as Attorney of Record.

Respectfully submitted,

/s/ Edgar A. Mason

EDGAR A. MASON

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ATTORNEY FOR DEFENDANT

CERTIFICATE OF CONFERENCE

On this the 31st day of May, 2017, I conferred with the office of Stacey M. Soule, State Prosecuting Attorney, P.O. Box 13046, Austin, Texas 78711, and he does not oppose said Motion to Withdraw.

/s/ Edgar A. Mason

EDGAR A. MASON

CERTIFICATE OF SERVICE

As Attorney of Record for Defendant, I do hereby Certify that a true and correct copy of the above and foregoing document was this date provided to the Defendant and to the Attorney for the State via/email on this the 31st day of May, 2017.

s/ Edgar A. Mason

EDGAR A. MASON